

## HOUSE STANDING COMMITTEE ON EDUCATION

Wednesday, June 28, 2006

10:30 a.m.

307 House Office Building

Representative Brian Palmer, Chair, called the meeting to order.

**MEMBERS PRESENT:** Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori.

Representative Meyer moved to approve the minutes of the June 21, 2006 meeting.

Representative Polidori supported the motion.

There being no objection, the motion prevailed by unanimous consent.

Chairman Palmer laid HB 6173 and HB 6174 before the committee.

HB 6173	Taub	Education; employees; provisions concerning background checks and revocation of teaching certificates; revise.
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HB 6174	Schuitmaker	Children; child care; criminal history checks and criminal records checks for child care providers; require to be performed only 1 time if provider remains continuously licensed and require to follow school code procedures if child care service is operated within a school.
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Representative Shelley Goodman Taub, sponsor of HB 6173, testified before the committee.

Alicia Urbain, from the House Republican Policy office, testified before the committee on HB 6173 and HB 6174.

Don Wotruba, representing the Michigan Association of School Boards, turned in a testimony card wishing to speak in support of HB 6173 and HB 6174 but due to time constraints was unable to do so.

Bob Morris, representing the Michigan Department of Education, turned in a testimony card in support of HB 6173 and HB 6174 but did not wish to speak.

Brad Biladeau, representing the Michigan Association of School Administrators, turned in a

testimony card in support of HB 6173 and HB 6174 but did not wish to speak.

Brian Whiston, representing Oakland Schools, turned in a testimony card in support of HB 6173 and HB 6174 but did not wish to speak.

Glen Walstra, representing the Michigan Association of Nonpublic Schools, turned in a testimony card in support of HB 6173 and HB 6174 but did not wish to speak.

Paul Long, representing the Michigan Catholic Conference, turned in a testimony card in support of HB 6173 and HB 6174 but did not wish to speak.

Representative Angerer moved to adopt the following amendment to HB 6173.

Representative Vagnozzi supported the motion.

1. Amend page 28, line 19, after “of” by striking out “**NOVEMBER 15**” and inserting “**DECEMBER 1**”.

The motion prevailed by a vote of 16-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Vagnozzi and Polidori,

Nays: None,

Pass: None.

Representative Angerer moved to adopt the following amendments to HB 6173.

Representative Mortimer supported the motion.

1. Amend page 8, line 9, after “of” by striking out “the” and inserting “A”.
2. Amend page 8, line 12, after “of” by striking out “the” and inserting “A”.
3. Amend page 17, line 14, after “of” by striking out “the” and inserting “A”.
4. Amend page 17, line 17, after “of” by striking out “the” and inserting “A”.
5. Amend page 34, line 20, after “of” by striking out “the” and inserting “A”.
6. Amend page 34, line 23, after “of” by striking out “the” and inserting “A”.

The motion prevailed by a vote of 16-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Hopgood, Miller, Angerer, Vagnozzi and Polidori,

Nays: None,

Pass: None.

Representative Angerer moved to adopt the following amendments to HB 6174.

Representative Mortimer supported the motion.

1. Amend page 13, line 14, after “IS” by striking out “**TO BE OPERATED WITHIN A SCHOOL**” and inserting “**ESTABLISHED AND OPERATED BY AN INTERMEDIATE SCHOOL BOARD, THE BOARD OF A LOCAL SCHOOL DISTRICT, OR BY THE BOARD OR GOVERNING BODY OF A STATE-APPROVED NONPUBLIC SCHOOL**”.

2. Amend page 13, line 18, after “**380.1230H**” by inserting “**BEFORE ISSUING OR RENEWING A LICENSE TO A CHILD CARE CENTER OR DAY CARE CENTER DESCRIBED IN THIS SUBSECTION, THE DEPARTMENT SHALL VERIFY THAT THE INTERMEDIATE SCHOOL BOARD, THE BOARD OF A LOCAL SCHOOL DISTRICT, OR THE BOARD OR GOVERNING BODY OF A STATE-APPROVED NONPUBLIC SCHOOL HAS OBTAINED THE REQUIRED CRIMINAL HISTORY CHECKS AND CRIMINAL RECORDS CHECKS.**”.

The motion prevailed by a vote of 17-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Vagnozzi and Polidori,

Nays: None,

Pass: None.

Representative Vander Veen moved to adopt the following amendments to HB 6173.

Representative Vagnozzi supported the motion.

1. Amend page 7, line 18, after “**EMPLOYER**” by inserting “**A REPRESENTATIVE OF A DISTRICT, PUBLIC SCHOOL ACADEMY, NONPUBLIC SCHOOL, OR OF ANY OTHER EMPLOYER WHO RECEIVES A COPY OF A REPORT OR RECEIVES RESULTS OF A REPORT FROM ANOTHER SOURCE AS AUTHORIZED UNDER THIS SUBSECTION SHALL NOT DISCLOSE THE REPORT OR ITS CONTENTS OR THE RESULTS OF A THE REPORT TO ANY PERSON WHO IS NOT DIRECTLY INVOLVED IN EVALUATING THE INDIVIDUAL’S OR**

**APPLICANT'S QUALIFICATIONS FOR EMPLOYMENT OR ASSIGNMENT.”.**

2. Amend page 14, line 24, after “**EMPLOYER**” by inserting “**A REPRESENTATIVE OF A DISTRICT, PUBLIC SCHOOL ACADEMY, NONPUBLIC SCHOOL, OR OF ANY OTHER EMPLOYER WHO RECIEVES A COPY OF A REPORT OR RECIEVES RESULTS OF A REPORT FROM ANOTHER SOURCE AS AUTHORIZED UNDER THIS SUBSECTION SHALL NOT DISCLOSE THE REPORT OR ITS CONTENTS OR THE RESULTS OF A THE REPORT TO ANY PERSON WHO IS NOT DIRECTLY INVOLVED IN EVALUATING THE INDIVIDUAL’S OR APPLICANT’S QUALIFICATIONS FOR EMPLOYMENT OR ASSIGNMENT.”.**

3. Amend page 31, line 21, after “**EMPLOYER**” by inserting “**A REPRESENTATIVE OF A DISTRICT, PUBLIC SCHOOL ACADEMY, NONPUBLIC SCHOOL, OR OF ANY OTHER EMPLOYER WHO RECIEVES A COPY OF A REPORT OR RECIEVES RESULTS OF A REPORT FROM ANOTHER SOURCE AS AUTHORIZED UNDER THIS SUBSECTION SHALL NOT DISCLOSE THE REPORT OR ITS CONTENTS OR THE RESULTS OF A THE REPORT TO ANY PERSON WHO IS NOT DIRECTLY INVOLVED IN EVALUATING THE INDIVIDUAL’S OR APPLICANT’S QUALIFICATIONS FOR EMPLOYMENT OR ASSIGNMENT.”.**

The motion prevailed by a vote of 17-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Vagnozzi and Polidori,

Nays: None,

Pass: None.

Representative Meyer moved to report out HB 6173 as substitute (H-1) with recommendation.

Representative Robertson supported the motion.

The motion prevailed by a vote of 17-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Vagnozzi and Polidori,

Nays: None,

Pass: None.

**HB 6173 (H-1) reported out with recommendation.**

Representative Robertson moved to report out HB 6174 as substitute (H-1) with

recommendation.

Representative Hildenbrand supported the motion.

The motion prevailed by a vote of 17-0-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Miller, Angerer, Vagnozzi and Polidori,

Nays: None,

Pass: None.

**HB 6174 (H-1) reported out with recommendation.**

Chairman Palmer placed the committee at ease, the time being 11:06 a.m.

Chairman Palmer called the committee back to order at 11:31 a.m.

Chairman Palmer laid HJR M before the committee.

HJR M Palmer Legislature; auditor general; auditor general to audit public intermediate and local school districts; allow.

Dave Ladd, representing the Northern Michigan Schools Legislative Association, turned in a testimony card wishing to speak in opposition to HJR M but due to time constraints was unable to do so.

Kathleen Merry, representing the Wayne Regional Educational Service Agency, turned in a testimony card in opposition to HJR M but did not wish to speak.

Don Wotruba, representing the Michigan Association of School Boards, turned in a testimony card in opposition to HJR M but did not wish to speak.

Robert LeFevre, representing the Macomb Intermediate School District, turned in a testimony card in opposition to HJR M but did not wish to speak.

Brad Biladeau, representing the Michigan Association of School Administrators, turned in a testimony card in opposition to HJR M but did not wish to speak.

Representative Gosselin moved to adopt the following amendments to HJR M.

Representative Hoogendyk supported the motion.

1. Amend page 2, line 14, after the first “**DISTRICTS,**” by striking out “**AND**”.

2. Amend page 2, line 14, after the second “**DISTRICTS,**” by inserting “**AND OF ANY OTHER PUBLIC SCHOOL OR PUBLIC SCHOOL GOVERNING BODY ESTABLISHED BY LAW,**”.

The motion prevailed by a vote of 17-0-2.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Hopgood, Angerer, Virgil Smith, Clack and Polidori,

Nays: None,

Pass: Representatives Miller and Vagnozzi.

Representative Gosselin moved to report out HJR M as substitute (H-1) with recommendation.

Representative Hoogendyk supported the motion.

The motion prevailed by a vote of 10-9-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Palmer, Mortimer, Gosselin, Meyer, Hoogendyk, Vander Veen, Wenke, Pearce, Proos, Robertson,

Nays: Representatives Ball, Hildenbrand, Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori,

Pass: None.

**HJR M (H-1) reported out with recommendation.**

Chairman Palmer laid HB 5251 before the committee.

HB 5251 Moolenaar Education; curricula; model core academic curriculum content standards for science; require state board to revise.

Lisa Swem, an attorney with Thrun Law Firm, P.C., testified before the committee in opposition to HB 5251.

Shelli Weisberg, representing the American Civil Liberties Union of Michigan, turned in a testimony card in opposition to HB 5251 but did not wish to speak.

Don Wotruba, representing the Michigan Association of School Boards, turned in a testimony card in opposition to HB 5251 but did not wish to speak.

Robert LeFevre, representing the Macomb Intermediate School District, turned in a testimony card in opposition to HB 5251 but did not wish to speak.

Bob Morris, representing the Michigan Department of Education, turned in a testimony card in opposition to HB 5251 but did not wish to speak.

Amy Hawkins, representing Citizens for Traditional Values, turned in a testimony card in support of HB 5251 but did not wish to speak.

Representative Wenke moved to adopt the following amendment to HB 5251.

Representative Ball supported the motion.

1. Amend page 4, line 24, after the second “TO” by striking out the balance of the subsection and inserting “**USE SCIENTIFIC METHODS TO CRITICALLY EVALUATE SCIENTIFIC THEORIES AND USE SCIENTIFIC DATA TO ASSESS THE VALIDITY OF THOSE THEORIES.**”.

The motion prevailed by a vote of 10-9-0.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Meyer, Wenke, Ball, Hopgood, Miller, Angerer, Virgil Smith, Clack, Vagnozzi and Polidori,

Nays: Representatives Palmer, Mortimer, Gosselin, Hoogendyk, Vander Veen, Hildenbrand, Pearce, Proos, Robertson,

Pass: None.

Representative Mortimer moved to report out HB 5251 as substitute (H-1) with recommendation.

Representative Robertson supported the motion.

The motion prevailed by a vote of 15-2-2.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Palmer, Mortimer, Gosselin, Hoogendyk, Vander Veen, Wenke, Ball, Hildenbrand, Pearce, Proos, Robertson, Angerer, Virgil Smith, Clack and Polidori,

Nays: Representatives Meyer and Miller,

Pass: Representatives Hopgood and Vagnozzi.

**HB 5251 (H-1) reported out with recommendation.**

With no further business to come before the committee, the Chair adjourned the meeting, the time being 12:04 p.m.

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Representative Brian Palmer, Chair

Eric Esch  
Acting Committee Clerk  
June 28, 2006  
1 hour 34 minutes

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Date Approved and Signed

Proposed